

Court of Appeals, State of Michigan

ORDER

People of the City of Livonia v Jason Lamar Smith

Docket No. 274459

LC No. 06-100053-01

Michael J. Talbot
Presiding Judge

Brian K. Zahra

Christopher M. Murray
Judges

The Court orders, pursuant to MCR 7.205(D)(2), that the circuit court's November 3, 2006 order affirming the district court's order that granted defendant's motion to challenge the traffic stop and suppress evidence is REVERSED. Officers may make a valid investigatory stop if they possess a reasonable suspicion that crime is afoot. *People v Dunbar*, 264 Mich App 240, 247; 690 NW2d 476 (2004). The justification for the stop must be based on an objective manifestation that the person stopped was or was about to be engaged in criminal activity as judged by those versed in the field of law enforcement when viewed under the totality of the circumstances. *Id.* One officer's reasonable suspicion may be based on information obtained from another officer. *People v Chambers*, 195 Mich App 118, 122; 489 NW2d 168 (1992). Under the circumstances of this case, officer William Tyree's suspicion that crime was afoot was reasonable, and that reasonable suspicion provided the justification for officer Christopher Kott's investigation.

This case is REMANDED to district court for further proceedings consistent with this order. We do not retain jurisdiction.

This order shall have immediate effect MCR 7.215(F)(2).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 02 2007

Date

Sandra Schultz Mengel
Chief Clerk